

## **POOR LEGIBILITY**

ONE OR MORE PAGES IN THIS DOCUMENT ARE DIFFICULT TO READ  
DUE TO THE QUALITY OF THE ORIGINAL



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION IX

75 Hawthorne Street  
San Francisco, CA 94105

SFUND RECORDS CTR  
**2063519**

February 6, 2004

Via Federal Express

Heidi Bumpers, Counsel  
Jones Day  
for Fort Kent Holdings, Inc.  
51 Louisiana Avenue, N.W.  
Washington, DC 20001

Re: Omega Chemical Superfund Site Settlement Offer; Response Due May 7, 2004

Dear Heidi Bumpers:

Previously, the United States Environmental Protection Agency ("U.S. EPA") sent the person or entity identified above, or a predecessor (collectively referred to in this letter as "your company or organization") a De Minimis Notice Letter discussing the potential liability of your company or organization for the ongoing remediation of the Omega Chemical Superfund Site (the "Omega Site"). Those parties who may be responsible for the waste at Superfund sites are referred to as "potentially responsible parties" or "PRPs." PRPs include individuals, businesses, governmental agencies, and other types of organizations. You may be a PRP if you are:

- 1) a current owner or operator of the Omega Site;
- 2) the former owner or operator of the Omega Site during the period of waste disposal;
- 3) a party that arranged for the treatment, disposal, or transportation of hazardous substances to the Omega Site (a "generator"); or
- 4) a party that selected the Omega Site as a place to dispose of hazardous substances and who transported these substances to the Omega Site (referred to as "transporters").

The parties receiving this letter are all believed to be "generators" of wastes disposed at the Omega Site, and therefore "potentially responsible parties" at the Omega Site.

This letter is intended to offer your company or organization the opportunity to resolve its liability for waste that was disposed of at the Omega Site. The U.S. EPA is making this offer to your company or organization on very favorable terms, due to the comparatively small quantity of waste (referred to as a "de minimis" quantity) it is responsible for having contributed to the Omega Site.

## Settlement Cost Summary

**Fort Kent Holdings, Inc.  
for DUNHAM-BUSH INC**

The payment required to join this settlement will depend upon the settlement option chosen. Please see the offer letter and the enclosed memoranda and proposed Administrative Order on Consent for explanations of the settlement options and payment instructions. **Do not enclose a check with your signature page; please wait until you receive a letter with payment instructions.**

### SETTLEMENT OPTIONS

Fort Kent Holdings, Inc. settlement payment is:

5.9631 tons x \$12,632 per ton =

**\$75,325**

If Fort Kent Holdings, Inc. joins the expedited settlement, it will receive a **five percent (5%) discount**, reducing its settlement cost to:

**\$71,558**

Omega De Minimis Administrative Order on Consent Signature Page

**Fort Kent Holdings, Inc. for DUNHAM-BUSH INC**

\_\_\_\_\_, by the  
[Respondent]  
duly authorized representative named, titled and signed below, hereby consents to this  
Administrative Order on Consent and agrees to be bound by the terms and conditions thereof.

BY: \_\_\_\_\_

TITLE: \_\_\_\_\_

DATED: \_\_\_\_\_

Mailing name and address for this Respondent, or for his, her or its agent for service of process:

NAME: \_\_\_\_\_

TITLE: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

**OPTIONAL ENCLOSURES- Please check the appropriate box if you are filing either of the following optional applications:**

- ☐ Application for financial review to qualify for reduced payment (see note on following page)
- ☐ Application for volume review (see note on following page)

**If you submit this signature page on time, and do not file either optional application above, your settlement payment will automatically be reduced by 5%. However, if you submit this signature page on time with a completed application for volume review, and EPA approves your application, your settlement payment will also be reduced by 5%.**

**NOTE REGARDING APPLICATION FOR FINANCIAL REVIEW TO QUALIFY FOR REDUCED PAYMENT:** If the Respondent chooses this option, Respondent must submit the signature page together with the required financial statements, supporting documents, and signed certification, as described in the Omega Site De Minimis Settlement Offer Letter and its enclosures. If the Respondent provides these materials, the Respondent will have 14 days in which to withdraw the signature page after the U.S. EPA notifies Respondent of the result of the U.S. EPA's financial review.

**NOTE REGARDING APPLICATION FOR VOLUME REVIEW:** If the Respondent chooses this option, Respondent must submit the signature page together with the required review form, copies of relevant manifests, other supporting documents, and the Respondent's signed certification, as described in the Omega Site De Minimis Settlement Offer Letter and its enclosures. If the Respondent provides these materials, the Respondent will have 14 days in which to withdraw the signature page after the U.S. EPA notifies Respondent of the result of the U.S. EPA's volume review.

---

generator_name	DUNHAM-BUSH INC
lc_name:	Fort Kent Holdings, Inc.
lc_calc_volume:	5.9631 tons

---

manifest_number	manifest_quantity_ton
90229213	0.9174 tons
91059661	5.0457 tons

---

Please print or type (Form designed for use on elite (12-pitch typewriter))

# **UNIFORM HAZARDOUS WASTE MANIFEST**

1 Generator's US EPA ID No

C1A1D1041131231719

Manifest Document No

11111111

2 Page 1 of 1

Information in the shaded areas is not required by Federal law

3 Generator's Name and Mailing Address

DUNHAM BUSH, INC.  
1850 MASSACHUSETTS AVENUE  
RIVERSIDE, CALIFORNIA 92507

4 Generator's Phone (714) 684-0991

5 Transporter 1 Company Name

A & S METAL RECYCLING, INC.

6

US EPA ID No

C1A1D1981141024107

7 Transporter 2 Company Name

8

US EPA ID Number

9 Designated Facility Name and Site Address

OMEGA RECOVERY SERVICES  
12504 EAST WHITTIER BOULEVARD  
WHITTIER, CA. 90608

10

US EPA ID Number

C1A1D10412124151011

C State Transporter's ID

D Transporter's Phone (213) 623-9443

E State Transporter's ID

F Transporter's Phone

G State Facility's ID

C1A1D10412124151011

H Facility's Phone

(213) 698-0991

11 US DOT Description (including Proper Shipping Name, Hazard Class and ID Number)

a WASTE 1,1,1-TRICHLOROETHANE, LIQUID.  
ORM-A UN2831

12 Containers

No Type

13 Total Quantity

Unit

14

Wt/Vol

1 Waste No

010121DM010111101G

State 211

EPA/Other F001

b WASTE FLAMMABLE LIQUID, N.O.S. (PAINT,  
THINNER) UN1993

010111DM010101515G

State 461

EPA/Other D001

c HAZARDOUS WASTE LIQUID, N.O.S. (OIL,  
TRICHLOROETHANE) ORM-E NA9189

010111DM010101515G

State 211/221

EPA/Other F001

11a.) TRICHLOROETHANE 90%, MUD 10%

11b.) PAINT 90%, THINNER 10%

11c.) MACHINE OIL 80%, TRICHLOROETHANE 20%

15 Handling Codes for Wastes Listed Above

a 01 b 01

c 01

15 Special Handling Instructions and Additional Information

APPROPRIATE PROTECTIVE CLOTHING AND RESPIRATOR.

16

GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked and labeled and are in all respects in proper condition for transport by highway according to applicable international and national government regulations.

If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment; OR, if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.

Printed/Typed Name

ANDOM GHERRE

Signature

Andom Gherre

Month Day Year

0910790

17 Transporter 1 Acknowledgement of Receipt of Materials

Printed/Typed Name

Henry L Smith

Signature

Henry L Smith

Month Day Year

1111910

18 Transporter 2 Acknowledgement of Receipt of Materials

Printed/Typed Name

Signature

Month Day Year

19 Discrepancy Indication Space

20 Facility Owner or Operator Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19

Printed/Typed Name

Billy L. Haney

Signature

Billy L. Haney

Month Day Year

0911090

IN CASE OF AN EMERGENCY OR SPILL CALL THE NATIONAL RESPONSE CENTER 1-800-424-8802, WITHIN CALIFORNIA CALL 1-800-952-7550

90229213

**UNIFORM HAZARDOUS  
WASTE MANIFEST**

1. Generator's US EPA ID No  
C A D P A 1 B 2 3 3 7 7 7 3 P P P

Manifest  
Document No.

2. Page 1  
of 1

Information in the shaded areas  
is not required by Federal law.

3. Generator's Name and Mailing Address

BUNHAM-BUSH, INC.  
1850 MASSACHUSETTS AVENUE  
RIVERSIDE CA 92507  
4. Generator's Phone ( ) (714) 684-0991

A. State Manifest Document Number

91059661

B. State Generator's ID

C. State Transporter's ID

007450

D. Transporter's Phone ( ) (213) 823-9443

E. State Transporter's ID

F. Transporter's Phone

5. Transporter 1 Company Name

A & S METAL RECYCLING, INC.

6. US EPA ID Number

C A D P B 1 1 4 0 2 4 0 7

7. Transporter 2 Company Name

8. US EPA ID Number

9. Designated Facility Name and Site Address

OMEGA RECOVERY SERVICES  
12504 E. WHITTIER BLVD  
WHITTIER, CA 90608

10. US EPA ID Number

C A D 10 10 14 12 12 14 15 10 10 11

G. State Facility's ID

C A D 0 4 1 2 2 4 5 0 9 1 1

H. Facility's Phone

(213) 898-0001

11. US DOT Description (Including Proper Shipping Name, Hazard Class, and ID Number)

~~WASTE LIQUID, FLUOROCARBON, N.O.S.~~  
~~UN 2831~~

WASTE FLAMMABLE LIQUID N.O.S.  
UN 1993

WASTE FLAMMABLE LIQUID N.O.S.  
UN 1993

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UN 1993

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UN 1993

WASTE FLAMMABLE LIQUID N.O.S.  
UN 1993

WASTE FLAMMABLE LIQUID N.O.S.  
UN 1993

12. Containers

No

Type

13. Total

Quantity

14. Unit

WT/Vol

15. Waste No.

16. State

EPA/Other

17. Waste No.

18. State

EPA/Other

19. Waste No.

20. State

EPA/Other

21. Waste No.

22. State

EPA/Other

23. Waste No.

24. State

EPA/Other

25. Waste No.

26. State

EPA/Other

27. Waste No.

28. State

EPA/Other

29. Waste No.

30. State

EPA/Other

31. Waste No.

32. State

EPA/Other

33. Waste No.

34. State

EPA/Other

35. Waste No.

36. State

EPA/Other

37. Waste No.

38. State

EPA/Other

39. Waste No.

40. State

EPA/Other

41. Waste No.

42. State

EPA/Other

43. Waste No.

44. State

EPA/Other

45. Waste No.

46. State

EPA/Other

47. Waste No.

48. State

EPA/Other

J. Additional Descriptions for Materials Listed Above

11-A. 14. Trichloroethane.  
11-B. mixed Solvents, solvent & kerosene.  
11-C. waste oil - cutting

K. Handling Codes for Wastes Listed Above

1. 01  
2. 01  
3. 01  
4. 01  
5. 01  
6. 01  
7. 01  
8. 01  
9. 01  
10. 01  
11. 01  
12. 01  
13. 01  
14. 01  
15. 01  
16. 01  
17. 01  
18. 01  
19. 01  
20. 01  
21. 01  
22. 01  
23. 01  
24. 01  
25. 01  
26. 01  
27. 01  
28. 01  
29. 01  
30. 01  
31. 01  
32. 01  
33. 01  
34. 01  
35. 01  
36. 01  
37. 01  
38. 01  
39. 01  
40. 01  
41. 01  
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81. 01  
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83. 01  
84. 01  
85. 01  
86. 01  
87. 01  
88. 01  
89. 01  
90. 01  
91. 01  
92. 01  
93. 01  
94. 01  
95. 01  
96. 01  
97. 01  
98. 01  
99. 01  
100. 01

15. Special Handling Instructions and Additional Information

APPROPRIATE PROTECTIVE CLOTHING AND RESPIRATOR

16

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If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment; OR, if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.

Printed/Typed Name

R. L. CHURCH

Signature

R. L. Church

Month Day Year

12 27 90

17. Transporter 1 Acknowledgement of Receipt of Materials

Printed/Typed Name

MIKE SCHWARTZ

Signature

Mike Schwartz

Month Day Year

12 27 90

18. Transporter 2 Acknowledgement of Receipt of Materials

Printed/Typed Name

Signature

Month Day Year

19. Discrepancy Indication Space

all 6 Drum of 11A Return  
To Generator

20. Facility Owner or Operator Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19

Printed/Typed Name

Isaac Woods Jr

Signature

Isaac Woods Jr

Month Day Year

01 31 02 91

Do Not Write Below This Line

White TSDF SENDS THIS COPY TO DOHS WITHIN 30 DAYS  
To P.O. Box 3000, Sacramento, CA 95812

91059661  
IN CASE OF AN EMERGENCY OR SPILL, CALL THE NATIONAL RESPONSE CENTER 1-800-424-8802; WITHIN CALIFORNIA CALL 1-800-852-7650



FedEx Express  
Customer Support Trace  
3875 Airways Boulevard  
Module H, 4th Floor  
Memphis, TN 38116

U.S. Mail: PO Box 727  
Memphis, TN 38194-4643

Telephone: 901-369-3600

2/13/2004

Dear Customer:

Here is the proof of delivery for the shipment with tracking number **640808391223**. Our records reflect the following information.

---

**Delivery Information:**

---

**Signed For By:** M.MCKNIGHT

A black and white photograph of a handwritten signature, "M. McKnight", in dark ink on a light-colored background. The signature is written in a cursive, stylized font.

**Delivery Location:** 51 LOUISIANA AVE

**Delivery Date:** February 9, 2004

**Delivery Time:** 0931

---

**Shipping Information:**

---

**Tracking No:** 640808391223

**Ship Date:** February 7, 2004

**Recipient:**

HEIDI BUMPERS, COUNSEL  
JONES DAY  
51 LOUISIANA AVENUE, N.W.  
WASHINGTON, DC 20001  
US

**Shipper:**

SAIC  
SAIC  
1404 FRANKLIN ST FL 6  
OAKLAND, CA 946123210  
US

**Shipment Reference Information:**

06-5026-01-0506-000

Thank you for choosing FedEx Express. We look forward to working with you in the future.

FedEx Worldwide Customer Service

1-800-Go-FedEx®

Reference No.: R2004021300112617562